

REMARKS

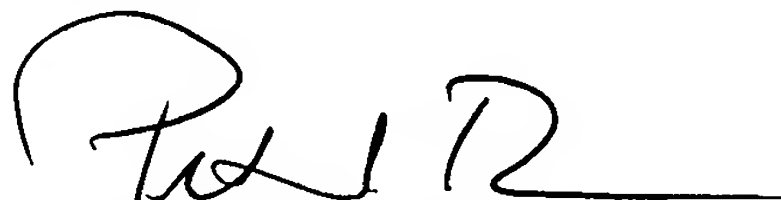
Applicants respectfully submit that the Amendment under 37 C.F.R. §1.116, mailed on October 3, 2003, addresses each of the Examiner's rejections as set forth in the Final Action dated July 3, 2003.

In the Advisory Action dated October 29, 2003, the Examiner indicated that the proposed amendments will not be entered because they raise new issues that would require further consideration and/or search. Specifically, the Examiner pointed out that claim 29 presents new limitations which require further search and consideration.

By way of the instant Request for Continued Examination, Applicants respectfully request entry and consideration of the §1.116 Amendment. Applicants further respectfully submit that claim 29, as amended, further delineates the homogenate as comprising a whole cell preparation of *Neospora* tachyzoites, which is prepared by homogenizing or disrupting *Neospora* tachyzoites and is free of viable tachyzoites. Such amendment to claim 29 is supported by previously presented claims 52-53 and therefore does not constitute a "new limitation" as alleged by the Examiner. In any event, the amendment to claim 29 is also supported by the specification, e.g., at page 9, lines 1-3, 7-8 and 13-14; and page 15, lines 26-27.

In view of the foregoing amendments and remarks, it is firmly believed that the subject application is in condition for allowance, which action is earnestly solicited.

Respectfully submitted,


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